

# CALFRESH (CF) PROGRAM

## REQUEST FOR POLICY/REGULATION INTERPRETATION

**INSTRUCTIONS:** Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 6/20/17	NEED RESPONSE BY:
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: San Luis Obispo	
3. PHONE NO.:	7. SUBJECT: Student Residency	
4. REGULATION CITE(S): 63-406.21, 63-406.221	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) <b>NOTE: All requests must have a regulation cite(s) and/or a reference(s).</b> 63-406.21, 63-406.221	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

A 21 year old Student applies on 5/22/17. Interview conducted on 5/25/17. At the time of interview the student met all student requirements. Prior to approval in June the student informs the county he will be going home for the summer and will be living with his parents prior to returning in the fall.

Would the student be eligible for CalFresh benefits from the date of application and on going?

10. REQUESTOR'S PROPOSED ANSWER:

63-406.221 States Student eligibility criteria shall be applied on the date of the interview to all applicant who are students as defined in 63-406.1

Proposed Answer - Yes, the student would be eligible for CalFresh benefits because on the date of the interview he met all student eligibility criteria even though he will be going home to live for the summer.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

In the scenario presented, the student met all student requirements at the time of interview and is temporarily visiting his parents for the summer. Since the student met all student eligibility criteria at the time of the interview the student is eligible for benefits, so long as all other eligibility criteria have been met. An additional question regarding a possible change in residency has also been included. The student has informed the county that he is not permanently changing his residency, only temporarily visiting his parents during the summer. Based on the information provided, the student is eligible for CalFresh benefits in the county of application because his permanent residence is within that county. 7 CFR 273.3 and MPP 63.401.4,.5 states that CWDs shall not impose any durational residency requirements on the household and also explains that persons in a project area solely for vacation purposes shall not be considered residents of that project area.

### FOR CDSS USE

DATE RECEIVED: 6/20/17	DATE RESPONDED TO COUNTY/ALJ: SV 07/28/2017
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